

FEDERAL PUBLIC DEFENDER

NORTHERN DISTRICT OF CALIFORNIA
19TH FLOOR FEDERAL BUILDING - BOX 36106
450 GOLDEN GATE AVENUE
SAN FRANCISCO, CA 94102

BARRY J. PORTMAN
Federal Public Defender

Telephone (415) 436-7700
Fax (415) 436-7706

November 28, 2007

The Honorable Susan Illston
United States District Court
450 Golden Gate Avenue
San Francisco, CA 94102

Re: *United States v. Martin Simon*, Case No. 07-335 SI

Dear Judge Illston:

I am writing to you regarding the scheduling of the sentencing hearing in the above-referenced matter. This sentencing was originally scheduled for November 30, 2007; however, the Court signed a proposed order submitted by the Probation Officer to continue the sentencing to January 25, 2008. Unfortunately, I am not available on January 25th.

In order to prevent any further delay in the sentencing, I am requesting that the sentencing be specially set for January 24, 2008 at 3:30 pm. I have consulted with all of the parties, and there is no objection to this request as all parties are available at that time. I have also spoken with your courtroom deputy, who has informed me that the Court is also available at that time.

I appreciate your attention to this request and apologize for any inconvenience it may cause.

Respectfully submitted,

BARRY J. PORTMAN
Federal Public Defender

/s/

JODI LINKER
Assistant Federal Public Defender

cc: Allison Danner
Ann Searles